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9 *Counsel for Defendant Idaho Specialized
10 Transportation, Inc. d/b/a Transgroup
11 Worldwide Logistics*

12 UNITED STATES BANKRUPTCY COURT
13 SOUTHERN DISTRICT OF NEW YORK

14 In re:

15 RUNWAY LIQUIDATION HOLDINGS, LLC, et al.,

16 Debtors.

17 Runway Liquidation, LLC

18 Plaintiff,

19 v.

20 IDAHO SPECIALIZED TRANSPORTATION INC.
21 d/b/a TRANSGROUP WORLDWIDE LOGISTICS,

22 Defendant.

23 Chapter 11

24 CASE NO. 17-10466-SCC

25 (Jointly Administered)

Adversary No. 19-01048-SCC

**DEFENDANTS' ANSWER AND
AFFIRMATIVE DEFENSES**

22 Defendant Idaho Specialized Transportation Inc. d/b/a Transgroup Worldwide Logistics
23 ("Transgroup") answers the allegations in plaintiff's Complaint as follows:

24 1. Defendant is without sufficient knowledge to admit or deny the allegations in paragraph 1
25 of the complaint and therefore denies the same.

- 1 2. Defendant is without sufficient knowledge to admit or deny the allegations in paragraph 2
- 2 of the complaint and therefore denies the same.
- 3 3. Defendant admits the allegations in paragraph 3 of the complaint.
- 4 4. Defendant is without sufficient knowledge to admit or deny the allegations in paragraph 4
- 5 of the complaint and therefore denies the same.
- 6 5. Defendant admits the allegations in paragraph 5 of the complaint.
- 7 6. Defendant admits the allegations in paragraph 6 of the complaint.
- 8 7. Defendant admits the allegations in paragraph 7 of the complaint.
- 9 8. Defendant is without sufficient knowledge to admit or deny the allegations in paragraph 8
- 10 of the complaint and therefore denies the same.
- 11 9. Defendant denies the allegations in paragraph 9 of the complaint.
- 12 10. Defendant denies the allegations in paragraph 10 of the complaint.
- 13 11. Paragraph 11 of the complaint is a legal conclusion that requires no answer. To the extent
- 14 an answer is required, defendant denies.
- 15 12. For answer to paragraph 12, defendant repeats its answers above.
- 16 13. Defendant denies the allegations in paragraph 13 of the complaint.
- 17 14. Defendant denies the allegations in paragraph 14 of the complaint.
- 18 15. Defendant denies the allegations in paragraph 15 of the complaint.
- 19 16. Defendant denies the allegations in paragraph 16 of the complaint.
- 20 17. Defendant denies the allegations in paragraph 17 of the complaint.
- 21 18. Defendant denies the allegations in paragraph 18 of the complaint.
- 22 19. Defendant denies the allegations in paragraph 19 of the complaint.
- 23 20. Defendant denies the allegations in paragraph 20 of the complaint.
- 24 21. Defendant denies the allegations in paragraph 21 of the complaint.
- 25 22. For answer to paragraph 22, defendant repeats its answers above.
- 26 23. Defendant denies the allegations in paragraph 23 of the complaint.

1 24. Defendant denies the allegations in paragraph 24 of the complaint.
2 25. Defendant denies the allegations in paragraph 25 of the complaint.

3 Having answered the allegations in plaintiff's complaint, defendant asserts the following

4 **AFFIRMATIVE DEFENSES:**

5 1. Failure to name the real party interest.
6 2. Defendant did not receive any transfers from any of the debtors.
7 3. To the extent defendant did receive transfers from a debtor, such transfers are
8 protected by the ordinary course of business defense and/or new value defense in 11
9 U.S.C. §§547(c)(2) and (4).

10 **REQUEST FOR RELIEF**

11 Based on the foregoing, defendants request relief as follows:

12 1. Dismissal of plaintiff's claims with prejudice and that plaintiff take nothing thereby;
13 2. For such other and further relief the Court deems just and equitable.

14 DATED this 7th day of May, 2019.

15 TOUSLEY BRAIN STEPHENS PLLC

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CERTIFICATE OF SERVICE

I hereby certify that on May 7, 2019, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to all parties registered on the CM/ECF system. All other parties (if any) shall be served in accordance with the Federal Rules of Civil Procedure.

Executed this 7th day of May, 2019, at Seattle, Washington.

/s/ Kevin A. Bay

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